PROCEEDINGS OF THE COMMON COUNCIL
IN Regular SESSION
Tuesday, August 8, 19 72

CITY OF FORT WAYNE, INDIANA
Journal of the Proceedings
of the Common Council

The Common Council of the City of Fort Wayne met in the Council Chambers Tuesday evening August 8 A.D., 19 72 in Regular Session. President John Nuckols in the chair, and Charles W. Westerman Clerk, at the desk, present the follwoing members Nine viz:

Burns ✓, Hinga A, Kraus ✓, Nuckols ✓
Moses ✓, Donald Schmidt ✓ Vivian Schmidt ✓ Stier ✓
Talarico ✓ Absent 1, Councilman Hinga

The invocation was given by Reverend E. Ray Jewell, Trinity Church of the Nazarene

Received report from the City Controller for the month of _____ 19___. Motion made and carried that report be made a matter of record and placed on file.

The minutes of the last regular July 25, 19 72 Session having been delivered to the Council, were, on motion, approved as published.

THE CITY OF FORT WAYNE
office of the mayor

COMMUNICATION FROM THE MAYOR

July 26, 1972
To The Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt;

Today, July 26, 1972, I have approved the following ordinances passed by the Common Council at its regular meeting on July 25, 1972.

(Bill No. S-72-07-15)
SPECIAL ORDINANCE NO. S-61-72

AN ORDINANCE fixing the salaries of each and every appointive officer, employee, deputy, assistant and departmental and institutional head of the City of Fort Wayne, Indiana for the year 1973.

(Bill No. R-72-07-13)
RESOLUTION NO. R-32-72

RESOLUTION authorizing payment for repairs to City-owned vehicle

(Bill No. R-72-07-14)
RESOLUTION NO. R-33-72

RESOLUTION authorizing transfer of funds within the 1972 Budget of the Department of Public Health.

(Bill No. S-72-07-08)
SPECIAL ORDINANCE NO. S-60-72

AN ORDINANCE approving a certain bid document with GENERAL TRUCK SALES CORP. for G.V.W. Van Truck.

(Bill No. R-72-06-21)
RESOLUTION NO. R-31-72

RESOLUTION OF COMMITMENT TO A 4-C (COMMUNITY COORDINATED CHILD CARE) PROGRAM FOR THE CITY OF FORT WAYNE, INDIANA.

(Bill No. S-72-07-02)
SPECIAL ORDINANCE NO. S-59-72

AN ORDINANCE approving a contract with MACK'S TRUCK EQUIPMENT for (1) line body for new truck for Light Construction.

(Bill No. G-72-06-23)
GENERAL ORDINANCE NO. G-13-72

AN ORDINANCE repealing Chapter 19, Section 14.1 of the Municipal Code of the City of Fort Wayne and declaring public nuisances applicable to certain acts and places and prescribing penalties therefor and abatement thereof.

(Bill No. G-72-06-25)
GENERAL ORDINANCE NO. G-14-72

AN ORDINANCE pertaining to obscene matter.

Respectfully submitted,

Ivan A. Lebamoff
Mayor

DATE 8/8/72 CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

City Plan Commission
William J. Jones, Director
City-County Building
One Main Street
Fort Wayne, Indiana 46802

July 26, 1972

COMMUNICATION FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto are the recommendations of the City Plan Commission on six (6) ordinances concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinances are designated as:

Bill No. Z-72-05-13
Bill No. Z-72-05-20
Bill No. Z-72-05-21
Bill No. Z-72-05-23
Bill No. Z-72-06-10
Bill No. Z-72-06-11

Respectfully submitted,

CITY PLAN COMMISSION

George H. Roser

George Roser
Secretary

Certified and signed this
26th day of July, 1972

CONCURRED IN
DATE 8/8/72 CHARLES W. WESTERMAN, CITY CLERK

CITY PLAN COMMISSION
City-County Building
One Main Street
Fort Wayne, Indiana

July 26, 1972

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto are copies of resolutions pertaining to six (6) zoning ordinance amendments acted upon by the City Plan Commission at their regular meeting held July 24, 1972. In addition to the reasons outlined in the resolutions, the following are additional remarks pertaining to the ordinances involved:

1. Bill No. Z-72-05-13

   a. Intended use: Day Nursery

   b. Plan Commission Recommendation: DO NOT PASS

      This ordinance received a DO NOT PASS recommendation for the following reasons:

      (1) The area surrounding this petitioned change is presently used for residential purposes and this petitioned change would be in conflict with this land use.

      (2) The access to this petitioned change is presently by way of an unimproved street, which, in this case, would not be adequate to serve a day care center.

2. Bill No. Z-72-05-20

   a. Intended Use: Used Car lot

   b. Plan Commission Recommendation: DO NOT PASS

      This ordinance received a DO NOT PASS recommendation for the following reasons:

(1) Need has not been shown for a change in the Land Use Plan.

(2) A car wash is presently located on this site and under the ordinance, 60 off-street spaces are required for this use in a "B1B" Zone. It is our understanding that a used car lot is proposed in conjunction with the car wash and, if so, this would eliminate the capacity for the 60 off-street parking stalls.

3. Bill No. Z-72-05-21

a. Intended Use: Petitioners not present at Public Hearing. Intended Use is unknown

b. Plan Commission Recommendation: DO NOT PASS

This ordinance received a DO NOT PASS recommendation for the following reasons:

(1) This petitioned change would only be i n the best interest of the petitioner.

(2) This area presently serves as a buffer strip between commercial uses north of Fairfax and residential uses to the south of Fairfax.

(3) This petitioned change would permit uses not of a residential nature and therefore would be in conflict with the general plan.

4. Bill No. Z-72-05-23

a. Intended Use: Duplex

b. Plan Commission Recommendation: DO NOT PASS

This ordinance received a DO NOT PASS recommendation for the following reasons:

(1) This change would only benefit the petitioner.

(2) This change would be in conflict with the overall character of the neighborhood, which is single family residential.

(3) This change would establish a precident for future multiple family development in this area.

5. Bill No. Z-72-06-10

a. Intended Use: Restaurant

b. Plan Commission Recommendation: DO NOT PASS

This ordinance received a DO NOT PASS recommendation for the following reasons:

(1) The north side of West State Blvd., in the area of this petitioned change is currently being used for residential purposes, with the exception of two uses which are in this area by permission of the Board of Zoning Appeals.

(2) The location of this proposed change would create a dangerous traffic situation in an area which is currently carrying high volumes of traffic.

b. Bill No. Z-72-06-11

a. Intended Use: Beauty Shop

b. Plan Commission Recommendation: DO NOT PASS

This ordinance received a DO NOT PASS recommendation for the following reasons:

(1) This area is currently residential in nature and the Master Plan projects no change from the current land use.

(2) McCulloch School is located across Wabash Avenue from this petitioned change. This school is currently in the seven (7) year building program of Fort Wayne Community Schools for renovation for grades Kindergarten through Four. This change would create additional traffic on Wabash, thus increasing the danger to child safety, especially when considering the ages of children attending this school.

If there are any questions with regard to these ordinances, please feel free to call on us.

Respectfully submitted,

CITY PLAN COMMISSION

William J. Jones (PR)

William J. Jones
Director of Planning

WJJ:pr
att.

cc: Mayor Ivan Lebamoff

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 23, 1972, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-72-05-13; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

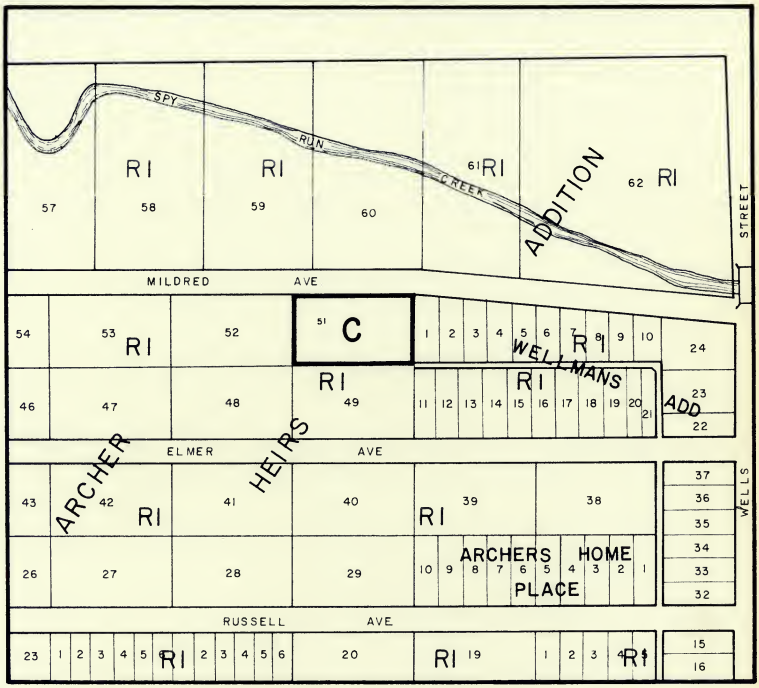
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adoped at the meeting of the Fort Wayne City Plan Commission held July 24, 1972.

Certified and signed this 26th day of July, 1972

George H. Roser

George Roser
Secretary

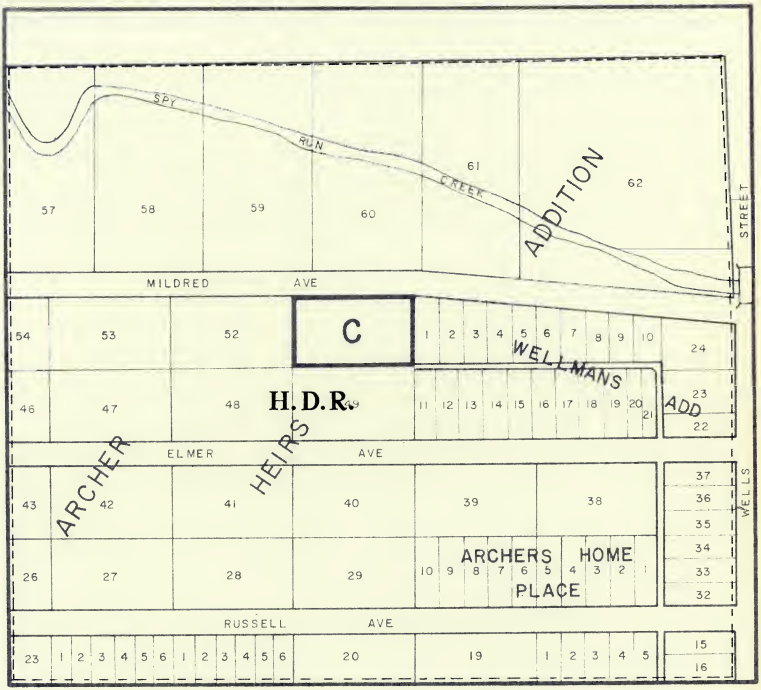


C – CHANGE FROM R1 TO R2

Z-72.05.13

N

DATE - APRIL 19-1972



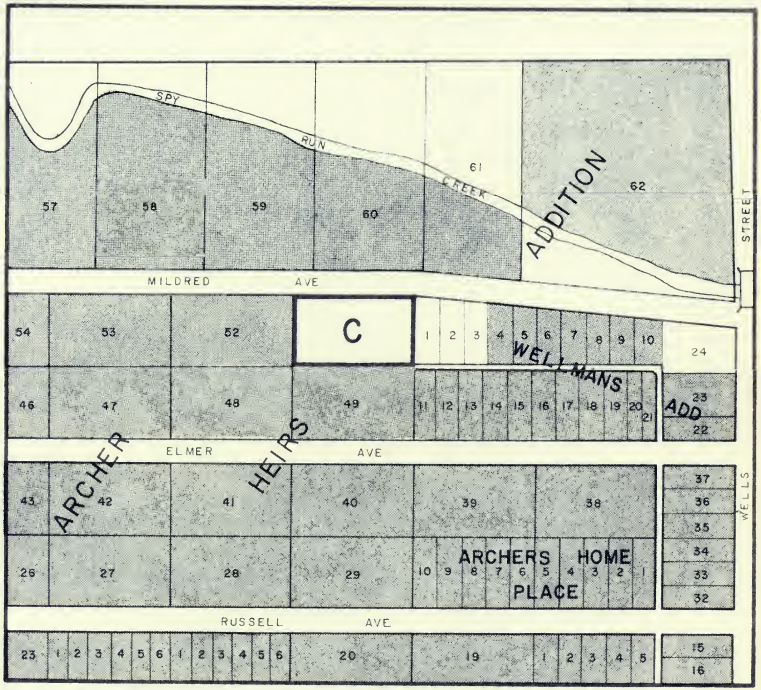
PROPOSED LAND USE MAP

----- - LAND USE AREA

H.D.R. - HIGH DENSITY RESIDENTIAL

2-72-05-13

N



EXISTING LAND USE MAP

N

— VACANT LAND

— LOW DENSITY RESIDENTIAL

— PUBLIC AND SEMI-PUBLIC

Z-72-05-13

DATE - APRIL [illegible] 1972

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 23, 1972, referred a proposed zoning map amendment to the City Plan Commission, which proposed ordinance was designated as Bill No. Z-72-05-20; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

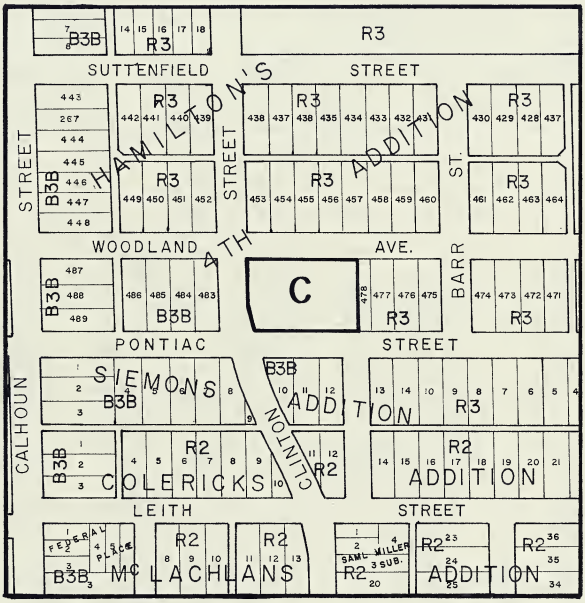
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 24, 1972.

Certified and signed this 26th day of July, 1972.

George R. Roser

George Roser
Secretary



'C' CHANGE FROM B1B to B3B

N

Z-72-05-30

DATE 5-9-72 M.S.

PROPOSED LAND USE MAP

N

------ LAND USE AREA

H.D.R. - HIGH DENSITY RESIDENTIAL

COMM. - COMMERCIAL

PUB. - PUBLIC AND SEMI-PUBLIC

Z-72-05-20

EXISTING LAND USE MAP

N

- LOW DENSITY RESIDENTIAL
- HIGH DENSITY RESIDENTIAL
- COMMERCIAL
- LIGHT INDUSTRY
- RECREATIONAL

DATE 5-9-72 M.S.

Z-72-05-20

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 23, 1972, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-72-05-21; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and

WHEREAS, The City Plan Commission conducted a public hearing on such proposed ordinance on July 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

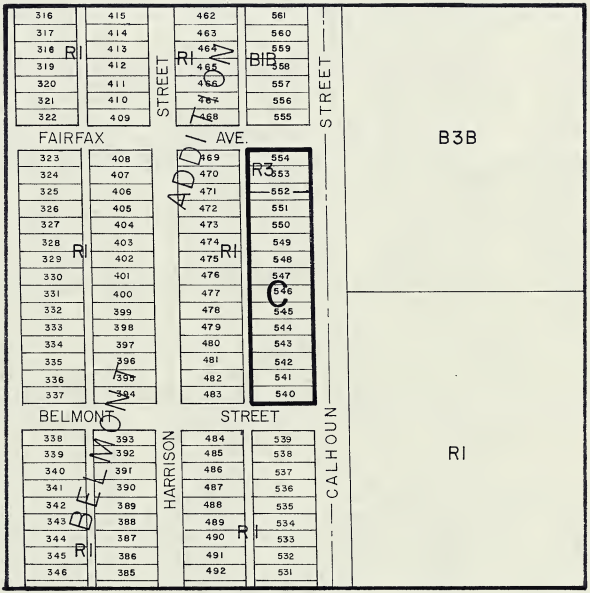
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 24, 1972.

Certified and signed this 26th day of July, 1972.

George H. Roser

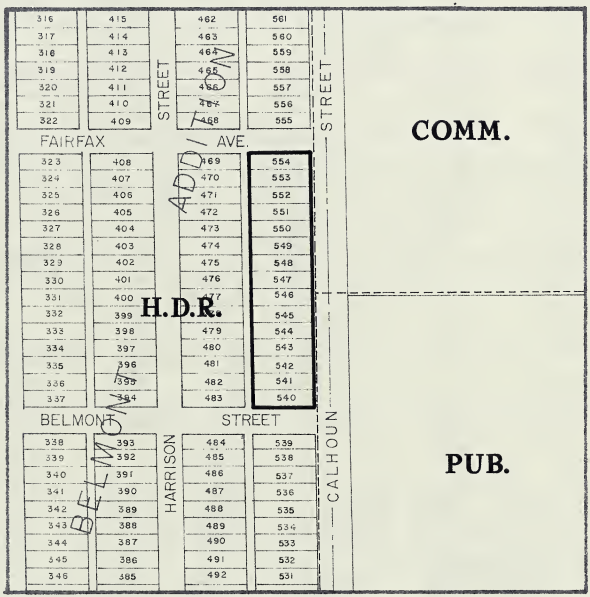
George Roser
Secretary



'C' CHANGE FROM R1 to R3

N

Z-72-05-21



PROPOSED LAND USE MAP

H.D.R. - HIGH DENSITY RESIDENTIAL

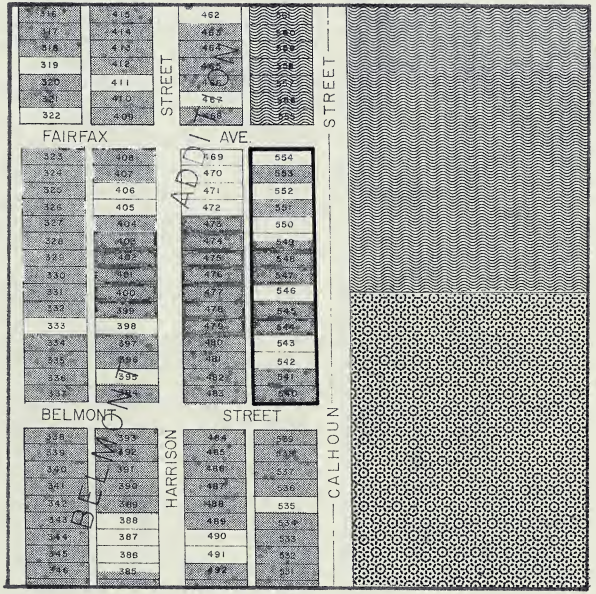
COMM. - COMMERCIAL

PUB. - PUBLIC AND SEMI-PUBLIC

------ LAND USE AREA

N

Z-72-05-21



EXISTING LAND USE MAP

N

- VACANT LAND
- LOW DENSITY RESIDENTIAL
- COMMERCIAL
- EDUCATIONAL

Z-72-05-21

DATE 5-9-72 MCB

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 23, 1972, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-72-05-23; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

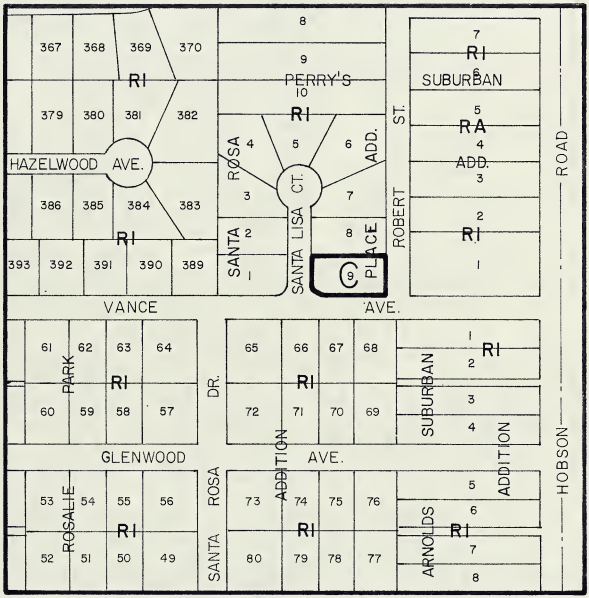
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 24, 1972.

Certified and signed this 26th day of July, 1972.

George H. Roser

George Roser
Secretary

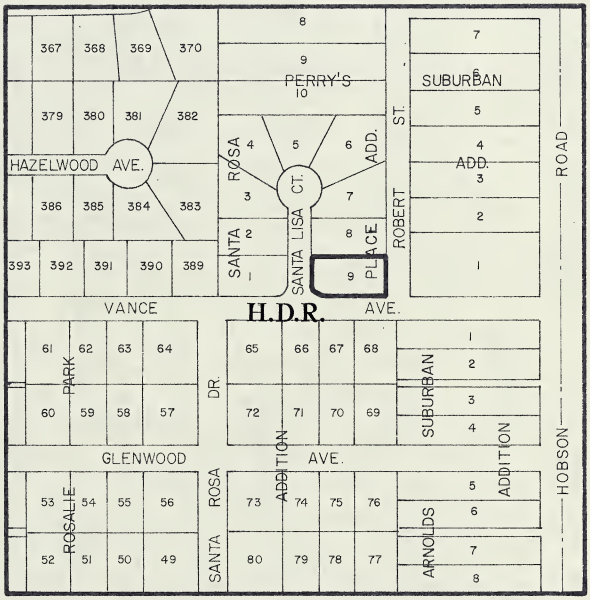


'C' CHANGE FROM RI to R2

N

Z-72-05-22

DATE 4-21-72



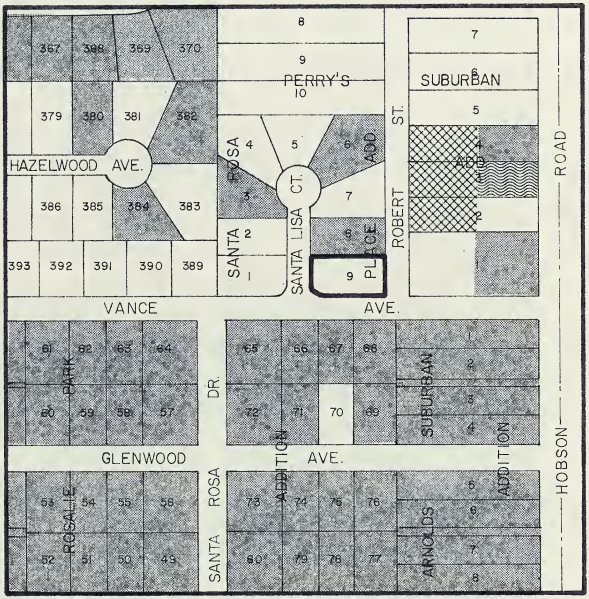
PROPOSED LAND USE MAP

H.D.R. - HIGH DENSITY RESIDENTIAL

N

Z-72-05-22

DATE 4-21-72



EXISTING LAND USE MAP

- VACANT LAND
- LOW DENSITY RESIDENTIAL
- HIGH DENSITY RESIDENTIAL
- COMMERCIAL

N

Z-72-05-22

DATE 4-21-72

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on June 13, 1972, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-72-06-10; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

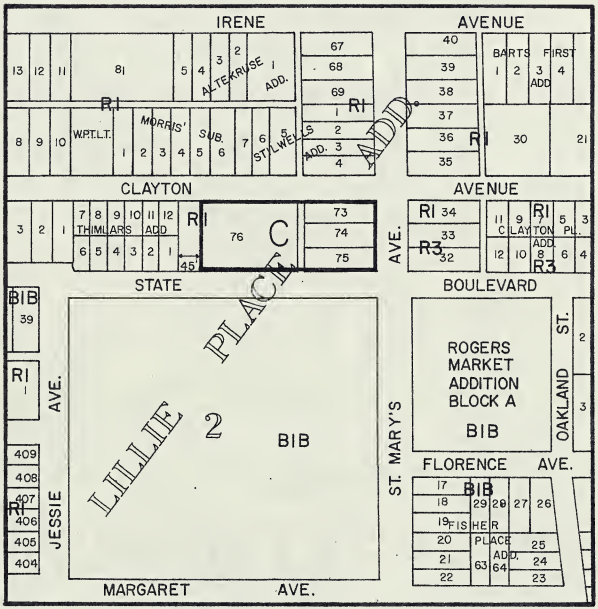
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 24, 1972.

Certified and signed this 26th day of July, 1972.

George H. Roser

George Roser
Secretary

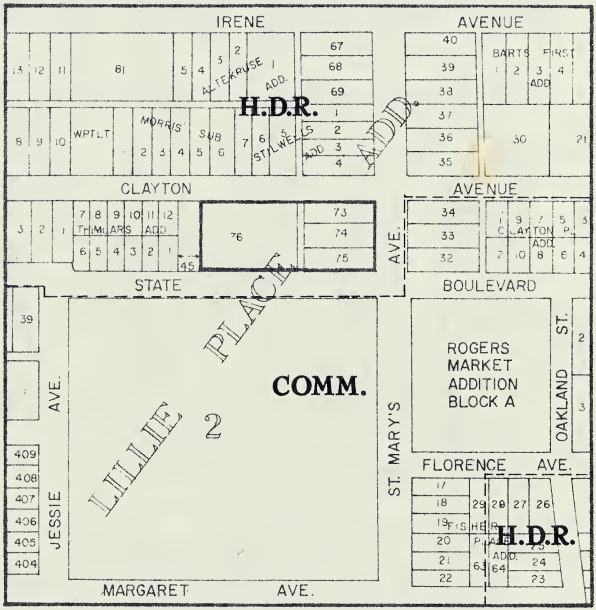


'C' CHANGE FROM R1 TO BIB

Z-72-06-10

N

DATE 5-22-72



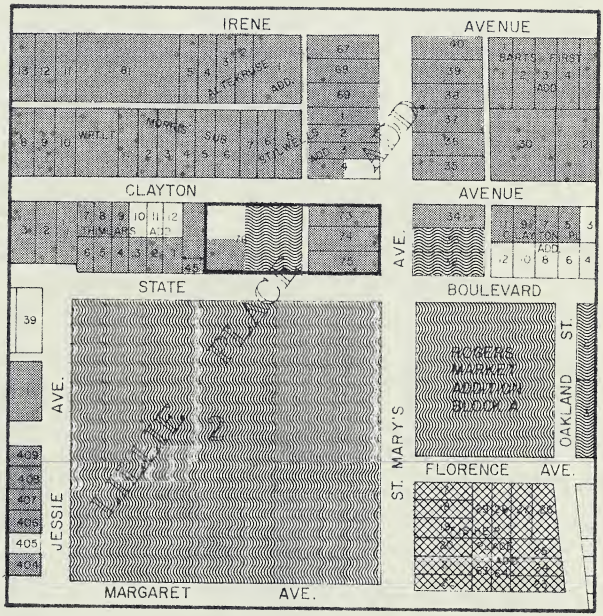
PROPOSED LAND USE MAP

------ LAND USE AREA

H.D.R. - HIGH DENSITY RESIDENTIAL

COMM. - COMMERCIAL

Z-72-06-10



EXISTING LAND USE MAP

- VACANT LAND
- LOW DENSITY RESIDENTIAL
- HIGH DENSITY RESIDENTIAL
- COMMERCIAL

N

Z-72-06-10

DATE 5-22-72

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on June 13, 1972, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-72-06-11; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been punlished as required by law; and

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

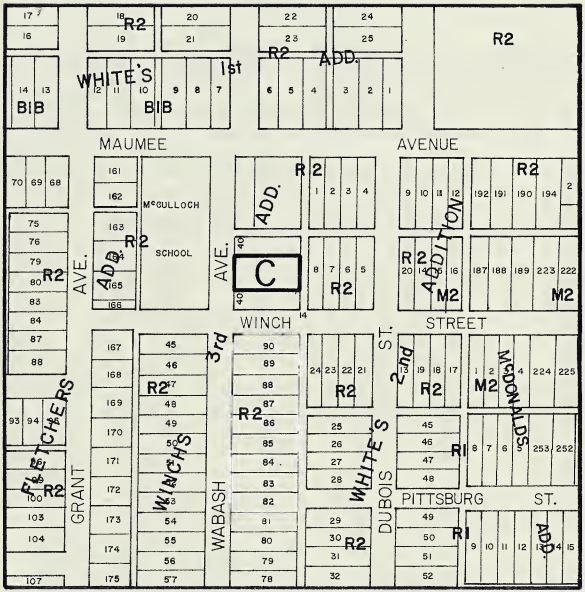
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 24, 1972.

Certified and signed this 26th day of July, 1972.

George K. Roser

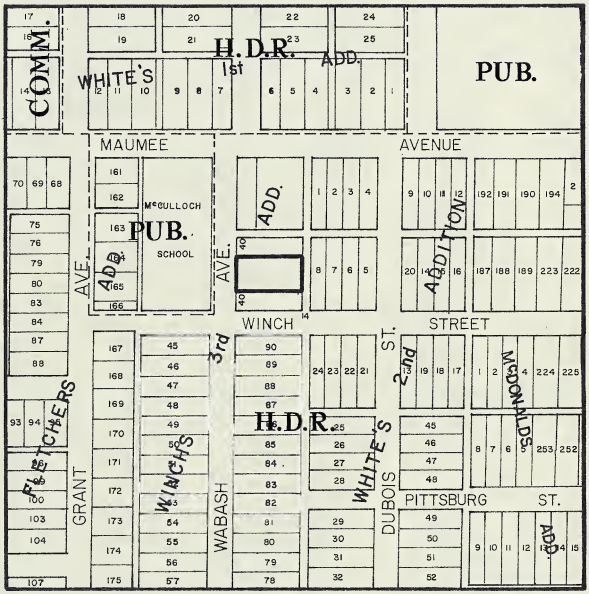
George Roser
Secretary



'C'- CHANGE FROM R2 to BIA

N

Z-72-06-11



PROPOSED LAND USE MAP

COMM. - COMMERCIAL

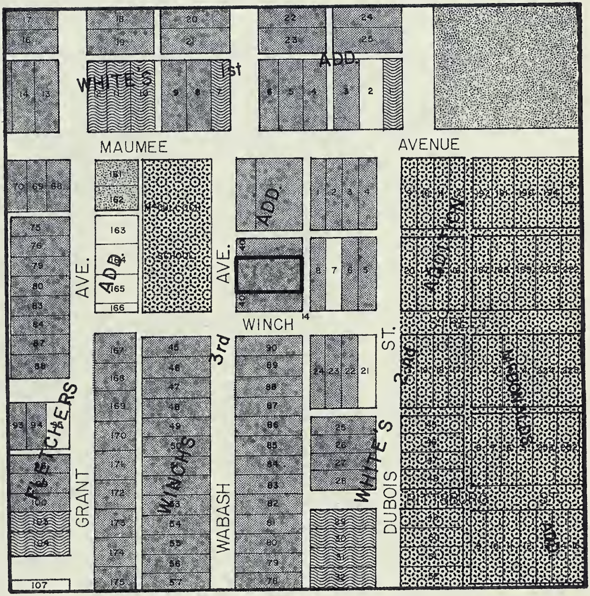
H.D.R. - HIGH DENSITY RESIDENTIAL

PUB. - PUBLIC AND SEMI-PUBLIC

N

Z-72-06-11

DATE 5-19-72 MDS



EXISTING LAND USE MAP

- VACANT LAND
- LOW DENSITY RESIDENTIAL
- COMMERCIAL
- RECREATIONAL
- EDUCATIONAL

N

Z-72-06-11

DATE 5-19-72 MDS

City of Fort Wayne

BOARD OF PUBLIC SAFETY

August 2, 1972

TO THE PRESIDENT OF THE COMMON COUNCIL
City of Fort Wayne, Indiana
Members of the Common Council

Councilmen:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolutions ~~40-72~~/D, ~~41-72~~/E, ~~42-72~~/E, ~~43-72~~/E, and ~~44-72~~/D. 53-72/D - 54-72/E - 55-72/E, 56-72/E and 57/72/D.

For the purpose of enforcement, please make this communication a matter of record along with the attached Regulatory Resolutions, and incorporate them into the minutes of the next meeting of the Common Council.

Respectfully submitted,

Thomas J. Casaburo
Director of Public Safety

MADE A MATTER OF RECORD
DATED 8/8/72 CHARLES W. WESTERMAN, CITY CLERK

RETURN CERTIFICATE

(Regulatory Resolution No. ~~40-72~~ /D)
~~41-72/E, 42-72/E, 43-72/E, and 44-72/D~~
53-72/D, 54-72/E, 55-72/E, 56-72/E and 57-72/D
I hereby certify that I did this second day of

August, 19 72 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within ~~40-72/D, 41-72/E, 42-72/E, 43-72/E~~, and Regulatory Resolution No. ~~44-72-D~~ / of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

J. Lawrence Riley
EXECUTIVE SECRETARY

53-72/D

REGULATORY RESOLUTION NO. ~~40-72~~ 7D

(Adopted August 4 ____, 1972)

WHEREAS, Section 20 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 62 of said chapter as so amended delegates to this Board authority to designate preferential intersections

; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 25 ____, 1972, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this Board by Section 62 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14. 1961. it is hereby ordered, effective August 4 ____, 1972, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

PREFERENTIAL INTERSECTIONS (DELEGATED)

Buell Drive -- preferential -- at Belmont Street

Wawonaissa Trail -- preferential -- at Owaissa Way

54-72/E

REGULATORY RESOLUTION NO. ~~41-71~~E

(Adopted August 4 _____, 1972)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No.G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to designate stop intersections

_____

_____; and,

WHEREAS, the City Traffic Engineer has, by written memorandun dated July 25 ____, 1972, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14, 1961. to make experimental regulations to cover special conditions, it is hereby ordered, effective August 4 ___, 1972, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Taylor Street -- stop -- at Freeman Street

55-72/E

REGULATORY RESOLUTION NO. ~~42-71~~E

(Adopted August 4 _____, 19 72)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to designate no parking

_____

_____; and,

WHEREAS, the City Traffic Engineer has, by written memorandun dated July 25 ____, 19 72, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14, 1961. to make experimental regulations to cover special conditions, it is hereby ordered, effective August 4 ___, 19 72, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

NO PARKING (EMERGENCY)

Madiera Drive -- both sides -- from Reed Road, east to the eastern terminus

56-72/E

REGULATORY RESOLUTION NO. ~~3-72~~E

(Adopted August 4 _____, 1972)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No.G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to designate emergency regulations

_____

_____; and,

WHEREAS, the City Traffic Engineer has, by written memorandun dated August 2 ____, 1972__, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14. 1961. to make experimental regulations to cover special conditions, it is hereby ordered, effective August 4 ___, 1972, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

ONE WAY STREET (EMERGENCY)
Edgewater Ave. -- eastbound -- from Tecumseh St. to Delta Blvd.
Elizabeth St. -- westbound -- from Spy Run Ave. to Clinton St,
Crescent Ave. -- northbound -- from Edgewater Ave. to Lake Ave.
NO PARKING (EMERGENCY)
Tecumseh St. -- west side -- from Columbia Ave. to Lake Ave.
DELETE: ONE WAY STREET (EMERGENCY)
Columbia Ave. -- westbound -- from Clay St. to Lafayette St.
STOP INTERSECTION (EMERGENCY)
Crescent Ave. -- stop -- at Tennessee Ave.
Crescent Ave. -- stop -- at Lake Ave.
Columbia Ave. -- stop -- at Tecumseh St.
Columbia Ave. -- stop -- at Crescent Ave.

57-72D

REGULATORY RESOLUTION NO. ~~44-72~~ D

(Adopted August 4 , 1972)

WHEREAS, Section 20 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 62 of said chapter as so amended delegates to this Board authority to designate preferential intersections ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated August 2 , 1972, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this Board by Section 62 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14. 1961. it is hereby ordered, effective August 4 , 1972, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

PREFERENTIAL INTERSECTION (DELEGATED)

Chute Street -- preferential -- at Hugh Street

Maple Grove Ave. -- preferential -- at Hoagland Ave.

House Memorandum

To President, Fort Wayne City Council Date 8-7-72

From J. Lawrence Riley, Executive Secretary, Bd. of Public Safety

Subject Regulatory Resolution Nos. 40-72/D, 41-72/E, 42-72/E, 43-72/E, and 44-72/D

COPIES TO:

Dear Sir:

The above mentioned numbers for regulatory resolutions which were communicated to the Common Council of the City of Fort Wayne in a letter sent from this office on August 2, 1972, were inadvertantly in error, and should be changed and corrected in the following manner:

No. 40-72/D should be renumbered 53-72/D
No. 41-72/E should be renumbered 54-72/E
No. 42-72/E should be renumbered 55-72/E
No. 43-72/E should be renumbered 56-72/E
No. 44-72/D should be renumbered 57-72/D.

Please make this memorandum a matter of record, and incorporate it into the minutes of the next meeting of the Common Council.

Sincerely,

J. Lawrence Riley

Tom Manny
A. Bragalone
David Keller
C. Westerman
file

The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 8th day of August, 1972; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 8th day of August, 19 72.

Charles W. Westerman
City Clerk

SEAL

PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, AUGUST 8, 1972

CITY OF FORT WAYNE, INDIANA
Journal of the Proceedings
of the Common Council

The Common Council of the City of Fort Wayne met in the Council Chambers Tuesday evening August 8, 1972, in Regular Session. President John Nuckols in the chair, and Charles Westerman Clerk, at the desk, present the following members Eight viz:

Burns, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico
Absent: One
Hinga

The invocation was given by Reverend E. Ray Jewell, Trinity Church of the Nazarene.

The minutes of the last regular July 25, 1972, Session having been delivered to the Council, were, on motion, approved as published.

COMMUNICATION FROM THE MAYOR

July 26, 1972
To The Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, July 26, 1972, I have approved the following ordinances passed by the Common Council at its regular meeting on July 25, 1972.

(Bill No. S-72-07-13)
SPECIAL ORDINANCE NO. S-61-72

AN ORDINANCE fixing the salaries of each and every appointive officer, employee, deputy, assistant and departmental and institutional head of the City of Fort Wayne, Indiana for the year 1973.

(Bill No. R-72-07-13)
RESOULUTION NO. R-32-72

RESOLUTION authorizing payment for repairs to City-owned vehicle

(Bill No. R-72-07-14)
RESOLUTION NO. R-33-72

RESOLUTION authorizing transfer of funds within the 1972 Budget of the Department of Public Health.

(Bill No. S-72-07-08)
SPECIAL ORDINANCE NO. S-60-72

AN ORDINANCE approving a certain bid document with GENERAL TRUCK SALES CORP. for G.V.W. Van Truck.

(Bill No. R-72-06-21)
RESOLUTION NO. R-31-72

RESOLUTION OF COMMITMENT TO A 4-C (COMMUNITY COORDINATED CHILD CARE) PROGRAM FOR THE CITY OF FORT WAYNE, INDIANA

(Bill No. S-72-07-02)
SPECIAL ORDINANCE NO. S-59-72

AN ORDINANCE approving a contract with MACK'S TRUCK EQUIPMENT FOR (1) line body for new truck for Light Construction

(Bill No. G-72-06-23)
GENERAL ORDINANCE NO. G-13-72

AN ORDINANCE repealing Chapter 19, Section 14.1 of the Municipal Code of the City of Fort Wayne and declaring public nuisances applicable to certain acts and places and prescribing penalties threfor and abatement thereof.

(Bill No. G-72-06-25)
GENERAL ORDINANCE NO. G-14-72

AN ORDINANCE pertaining to obscene matter.

Respectfully submitted,

Ivan A. Lebamoff
Mayor

Concurred in 8-8-72

Charles W. Westerman
City Clerk

COMMUNICATION FROM THE CITY PLAN COMMISSION

July 26, 1972

The Common Council of the
City of Fort-Wayne
City - County Building
One Main Street
Fort Wayne, Indiana 46802:

Gentlemen and Mrs. Schmidt:

Attached hereto are the recommendations of the City Plan Commission on six (6) ordinances concerning the amendment of theZoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinances are designated as:

Bill No. Z-72-05-13
Bill No. Z-72-05-20
Bill No. Z-72-05-21
Bill No. Z-72-05-23
Bill No. Z-72-06-10
Bill No. Z-72-06-11

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
26th day of July, 1972

George Roser
Secretary

Concurred in 8-8-72

Charles W. Westerman
City Clerk

CITY PLAN COMMISSION
City-County Building
One Main Street
Fort Wayne, Indiana

July 26, 1972

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto are copies of resolutions pertaining to six (6) zoning ordinance amendments acted upon by the City Plan Commission at their regular meeting held July 24, 1972. In addition to the reasons outlined in the resolutions, the following are additional remarks pertaining to the ordinances involved:

1. Bill No. Z-72-05-13

   a. Intended Use: Day Nursery

b. Plan Commission Recommendation: DO NOT PASS

This ordinance received a DO NOT PASS recommendation for the following reasons:

(1) The area surrounding this petitioned change is presently used for residential purposes and this petitioned change would be in conflict with this land use.

(2) The access to this petitioned change is presently by way of an unimproved street,which, in this case, would not be adequate to serve a day care center.

2. Bill No. Z-72-05-20

a. Intended Use: Used Car lot

b. Plan Commission Recommendation: DO NOT PASS

This ordinance received a DO NOT PASS recommendation for the following reasons:

(1) Need has not been shown for a change in the Land Use Plan.

(2) A car wash is presently located on this site and under the ordinance, 60 off-street spaces are required for this use in a "B1" Zone. It is our understanding that a used car lot is proposed in conjuction with the car wash and, if so, this would eliminate the capacity for the 60 off-street parking stalls.

3. Bill No. Z-72-05-21

a. Intended Use: Petitioners not present at Public Hearing. Intended Use is unknown

b. Plan Commission Recommendation: DO NOT PASS

This ordinance received a DO NOT PASS recommendation for the following reasons:

(1) This petitioned change would only be in the best interest of the petitioner.

(2) This area presently serves as a buffer strip between commercial uses north of Fairfax and residential uses to the south of Fairfax.

(3) This petitioned change would permit uses not of a residential nature and therefore would be in conflict with the general plan.

4. Bill No. Z-72-05-23

   a. Intended Use: Duplex

   b. Plan Commission Recommedation: DO NOT PASS

      This ordinance received a DO NOT PASS recommendation for the following reasons:

      (1) This change would only benefit the petitioner.

      (2) This change would be in conflict with the overall character of the neighborhood, which is single family residential.

      (3) This change would establish a precedent for future multiple family development in this area.

5. Bill No. Z-72-06-10

   a. Intended Use: Restaurant

   b. Plan Commission Recommedation: DO NOT PASS

      This ordinance received a DO NOT PASS recommendation for the following reasons:

      (1) The north side of West State Blvd., in the area of this petitioned change is currently being used for residential purposes, with the exception of two uses which are in this area by permission of the Board of Zoning Appeals.

      (2) The location of this proposed change would create a dangerous traffic situation in an area which is currently carrying high volumes of traffic.

6. Bill No. Z-72-06-11

   a. Intended Use: Beauty Shop

   b. Plan Commission Recommendation: DO NOT PASS

      This ordinance received a DO NOT PASS recommendation for the following reasons:

      (1) This area is currently residential in nature and the Master Plan projects no change from the current land use.

      (2) McCulloch School is located across Wabash Avenue from this petitioned change. This school is currently in the seven (7) year building program of Fort Wayne Community Schools for renovation for grades Kindergarten

through Four. This change would create additional traffic on Wabash, thus increasingthe danger to child safety, especially when considering the ages of children attending this school.

If there are any questions with regard to these ordinances, please feel free to call on us.

Respectfully submitted,

CITY PLAN COMMISSION

William J. Jones
Director of Planning

WJJ:pr
Att.
CC: Mayor Ivan Lebamoff

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 23, 1972, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-72-05-13; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendement will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held, July 24, 1972.

Certified and signed this
26th day of July, 1972

George Roser
Secretary

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 23, 1972, referred a proposed zoning map amendment to the City Plan Commission, which proposed ordinance was designated as Bill No. Z-72-05-20; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be

in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 24, 1972.

Certified and signed this 26th day of July, 1972.

George Roser
Secretary

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 23, 1972, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-72-05-21; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and

WHEREAS, The City Plan Commission conducted a public hearing on such proposed ordinance on July 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted, at the meeting of the Fort Wayne City Plan Commission held July 24, 1972.

Certified and signed this 26th day of July, 1972.

George Roser
Secretary

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 23, 1972, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-72-05-23; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASSS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in

the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 17, 1972.

Certified and signed this
26th day of July, 1972.

George Roser
Secretary

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on June 13, 1972, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-72-06-10; and,

WHEREAS, the required notice of public hearing on such proposed ordinance on July 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 24, 1972.

Certified and signed this
26th day of July, 1972.

George Roser
Secretary

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on June 13, 1972, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-72-06-11; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and

WHEREAS, The City Plan Commission conducted a public hearing on such proposed ordinance on July 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 24, 1972.

Certified and signed this
26th day of July, 1972.

George Roser
Secretary

COMMUNICATION FROM THE BOARD OF PUBLIC SAFETY

August 2, 1972

TO THE PRESIDENT OF THE COMMON COUNCIL
City of Fort Wayne, Indiana
Members of the Common Council

Councilmen:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolutions 53-72/D, 54-72/E, 55-72/E, 56-72/E and 57/72/D.

For the purpose of enforcement, please make this communication a matter of record along with the attached Regulatory Resolutions, and incorporate them into the minutes of the next meeting of the Common Council.

Respectfully submitted,

Thomas J. Casaburo
Diretor of Public Safety

Made a matter of record 8-8-72

Charles W. Westerman
City Clerk

RETURN CERTIFICATE

(Regulatory Resolution No. 53-72/D, 54-72/E, 55-72/E, 56-72/E & 57-72/D)

I hereby certify that I did this second day of August, 1972, deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution Nos. 53-72/D, 54-72/E, 55-72/E, 56-72/E and 57-72/D, of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted Feb. 14, 1961.

J. Lawrence Riley
Executive Secretary

REGULATORY RESOLUTION NO. 53-72/D
(Adopted August 4, 1972)

WHEREAS, Section 20 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 62 of said chapter as so amended delegates to this Board authority to designate preferential intersections; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 25, 1972, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this Board by Section 62 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, it is hereby ordered, effective August 4, 1972, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

PREFERENTIAL INTERSECTIONS (DELEGATED)

Buell Drive	- preferential -	at Belmont Street
Wawonaissa Trail	- preferential -	at Owaissa Way

REGULATORY RESOLUTION NO. 54-72/E
(Adopted August 4, 1972)

WHEREAS, Section 20 (a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to designate stop intersections; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 25, 1972, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, to make experimental regulations to cover special conditions, it is hereby ordered, effective August 4, 1972, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Taylor Street - stop - at Freeman Street

REGULATORY RESOLUTION NO. 55-72/E
(Adopted August 4, 1972)

WHEREAS, Section 20 (a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14, 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to designate no parking; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 25,1972, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, to make experimental regulations to cover special conditions, it is hereby ordered, effective August 4, 1972, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

NO PARKING (EMERGENCY)

Madiera Drive - both sides - from Reed Road, east to the eastern terminus

REGULATORY RESOLUTION NO. 56-72/E
(Adopted August 4, 1972)

WHEREAS, Section 20 (a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by GeneralOrdinance No. G-55 adopted FEB. 14, 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to designate emergency regulations; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated August 2, 1972, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a)(3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as

amended by General Ordinance No. G-55, adopted FEB. 14, 1961, to make experimental regulations to cover special conditions, it is hereby ordered, effective August 4, 1972, and for a period of sixty (60) days thereafter, and when signs are erected pursuant thereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

ONE WAY STREET		(EMERGENCY)
Edgewater Ave.	- eastbound - form Tecumseh St. to Delta Blvd.	
Elizabeth St.	- westbound - from Spy Run Ave. to Clinton St.	
Crescent Ave.	- northbound- from Edgewater Ave. to Lake Ave.	
NO PARKING		(EMERGENCY)
Tecumseh St.	- west side - from Columbia Ave. to Lake Ave.	
DELETE: ONE WAY STREET		(EMERGENCY)
Columbia Ave.	- westbound - from Clay St. to Lafayette St.	
STOP INTERSECTION		(EMERGENCY)
Crescent Ave.	- stop - at Tennessee Ave.	
Crescent Ave.	- stop - at Lake Ave.	
Columbia Ave.	- stop - at Tecumseh St.	
Columbia Ave.	- stop - at Crescent Ave.	

REGULATORY RESOLUTION NO. 57-72/D
(Adopted August 4, 1972)

WHEREAS, Section 20 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated August 2, 1972, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this Board by Section 62 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No. G-55 adopted FEB. 14, 1961, it is hereby ordered, effective August 4, 1972, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

PREFERENTIAL INTERSECTION		(DELEGATED)
Chute Street	- preferential - at Hugh Street	
Maple Grove Ave.	- preferential - at Hoagland Ave.	

BILL NO. A-72-08-01

APPROPRIATION ORDINANCE NO. A-_____

AN ORDINANCE appropriating money for the purpose of defraying the expenses of the several departments of the City Government of the City of Fort Wayne, Indiana, for the fiscal year beginning January 1, 1973, and ending December 31, 1973, including all outstanding claims and obligations and fixing a time when the same shall take effect.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That for the expenses of the City Government and its institutions for the fiscal year ending December 31, 1973, the following sums of money are hereby appropriated and ordered set apart out of the funds herein named and for the purposes herein specified, to be paid out by the City Controller according to law, subject to the laws governing the same, which sums shall be held to include all expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided by law, to-wit:

APPROPRIATIONS
GENERAL FUND

MAYOR'S OFFICE

Services Personal	$70,960
Services Contractual	10,608
Supplies	1,749
Current Charges	4,460
Properties	840
Total	$88,617

CONTROLLER

Services Personal	$ 724,089
Services Contractual	114,500
Supplies	6,000
Current Charges	4,100
Current Obligations	400,000
Total	$1,248,689

PURCHASING

Services Personal	$66,142
Services Contractual	2,550
Supplies	1,400
Current Charges	250
Total	$70,342

METROPOLITAN HUMAN RELATIONS

Services Personal	$42,778
Services Contractual	5,775
Supplies	1,700
Current Charges	500
Properties	200
Total	$50,953

CITY CLERK

Services Personal	$42,722
Services Contractual	9,310
Supplies	5,500
Current Charges	300
Properties	350
Total	$58,182

BOARD OF PUBLIC WORKS - BOARD

Services Personal	$ 153,710
Services Contractual	2,190,500
Supplies	12,400
Current Charges	105,000
Properties	9,000
Total	$2,470,610

BUILDING

Services Personal	$155,156
Services Contractual	4,120
Supplies	2,509
Properties	6,468
Total	$168,253

MINIMUM HOUSING AND RELOCATION

Services Personal	$ 99,416
Services Contractual	1,100
Supplies	2,950
Current Charges	700
Properties	6,130
Total	$110,296

STREET ENGINEERING

Services	$166,371
Services Contractual	3,850
Supplies	2,500
Materials	800
Total	$173,521

PUBLIC SAFETY - BOARD

Services Personal	$ 64,399
Services Contractual	101,490
Supplies	300
Current Charges	8,450
Properties	50
Total	$174,689

POLICE

Services Personal	$3,192,178
Services Contractual	28,700
Supplies	76,200
Materials	12,000
Current Charges	175,100
Properties	120,000
Total	$3,604,178

FIRE

Services Personal	$2,559,703
Services Contractual	33,425
Supplies	34,170
Materials	18,750
Current Charges	139,800
Properties	70,000
Total	$2,855,848

CIVIL DEFENSE

Services Personal	$18,669
Services Contractual	3,375
Supplies	1,100
Current Charges	1,600
Properties	10,000
Total	$34,744

WEIGHTS AND MEASURES

Services Personal	$18,102
Services Contractual	491
Supplies	615
Current Charges	488
Properties	82
Total	$19,778

COMMUNICATIONS

Services Personal	$265,013
Services Contractual	5,300
Materials	7,775
Current Charges	14,429
Properties	30,300
Total	$327,567

TRAFFIC ENGINEERING

Services Personal	$347,542
Services Contractual	95,550
Supplies	15,150
Materials	73,000
Current Charges	7,800
Properties	43,250
Total	$582,292

BOARD OF HEALTH

Services Personal	$279,600
Services Contractual	13,700
Supplies	26,300
Current Charges	11,000
Total	$330,600

DEPARTMENT OF LAW

Services Personal	$ 83,373
Services Contractual	3,800
Supplies	1,650
Current Charges	18,000
Properties	500
Total	$107,323

CITY PLAN

Services Personal	$143,351
Services Contractual	6,450
Supplies	1,200
Current Charges	500
Properties	1,050
Total	$152,551

HUMANE COMMISSION

Services Personal	$ 94,755
Services Contractual	10,500
Supplies	13,700
Current Charges	1,000
Total	$119,955

THREE RIVERS COORDINATING COUNCIL

Services Personal	$51,308
Services Contractual	3,825
Supplies	800
Current Charges	6,861
Current Obligations	5,137
Total	$67,931

URBAN AFFAIRS

Services Personal	$24,095
Services Contractual	6,400
Supplies	575
Current Charges	400
Total	$31,470

TOTAL GENERAL FUND.....$12,848,389

A D D I T I O N A L D E P A R T M E N T S

AVIATION

Services Personal	$245,861
Services Contractual	133,350
Supplies	21,860
Mterials	14,300
Current Charges	41,260
Current Obligations	38,800
Properties	12,900
Total	$508,331

PARK DEPARTMENT

Services Personal	$2,138,317
Services Contractual	212,250
Supplies	171,000
Materials	128,400
Current Charges	92,325
Current Obligations	182,568
Properties	146,800
Total	$3,071,660

REDEVELOPMENT DISTRICT GENERAL FUND

Services Personal	$40,146
Services Contractual	15,000
Supplies	1,023
Current Charges	6,284
Current Obligations	7,308
Properties	2,100
Total	$71,861

REDEVELOPMENT DISTRICT CAPITAL

Services Contractual	$ 65,000
Current Obligations	100,000
Total	$165,000

FIRE PENSION FUND

Services Personal	$ 1,500
Services Contractual	1,850
Supplies	125
Current Charges	1,049,704
Total	$1,053,179

POLICE PENSION FUND

Services Personal	$ 1,725
Services Contractual	900
Supplies	300
Current Charges	972,449
Total	$975,374

SANITARY OFFICERS' PENSION FUND

Services Personal	365
Services Contractual	766
Supplies	100
Current Charges	76,802
Total	$78,033

S P E C I A L A C C O U N T S

MOTOR VEHICLE HIGHWAY FUND

Services Personal	$ 758,038
Service Contractual	435,815
Supplies	117,350
Materials	231,060
Properties	40,000
Total	$1,582,263

PARKING METERS AND LOTS

Services Personal	$31,285
Services Contractual	18,571
Supplies	900
Materials	23,500
Current Charges	500
Current Obligations	2,365
Total	$77,121

SEWER RELIEF

Service Contractual	$500,000

PARKING GARAGE

Service Personal	$ 28,715
Services Contractual	69,725
Supplies	950
Materials	150
Current Charges	58,600
Current Obligations	1,835
Total	$159,975

PUBLIC LIGHTING

Services Contractual	$160,000
Properties	590,000
Total	$750,000

ART INSTITUTE

Services Contractual	$31,800

CUMULATIVE CAPITAL IMPROVEMENT

Current Obligations	$ 2,000
Properties	295,299
Debt Payment	457,000
Total	$754,299

CUMULATIVE PARK BUILDING FUND

Properties	$120,000

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, legal publication thereof, and approval by the Mayor, and is subject to the laws of the State of Indiana governing annual appropriations.

Winfield C. Moses, Jr.
Vice-Chairman, Finance Committee

Read the first time in full and on motion by Moses seconded by Talarico and duly adopted, read the second time by title and referred to the Committee on Finance and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 22nd day of August 1972, at 7:30 o'clock P.M.,E.S.T.

Date: 8-8-72

Charles W. Westerman
City Clerk

BILL NO. A-72-08-03

APPROPRIATION ORDINANCE NO. A-_____

AN ORDINANCE appropriating funds from the unexpended and unappropriated balance of The General Fund of the 1972 Budget of the City of Fort Wayne.

WHEREAS, the Central Relocation Department of the City of Fort Wayne, Indiana will be assisting in the moving of individuals and families who have been living in houses which cannotcomply with the minimum housing code of said City and consequently are to be condemned; and

WHEREAS, the movement of such individuals and families to standard housing is an important step in the preservation of the human and physical resources of said City; and

WHEREAS, many of such individuals and families could pay moving costs only at great financial hardship and scarifice;

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That there is hereby appropriated out of the unexpended and unappropriated balance of the General Fund of the 1972 Budget of the City of Fort Wayne the sum of $5,000.00 to Account No. 266-Relocation in the 1972 Budget of the Board of Public Works.

SECTION 2. Such monies shall be used to assist the movement of individuals and families from housing which is condemned for failure to comply with the minimum housing code of said City into housing which meets all the standards of said Code.

SECTION 3. The Central Relocation Department of said City shall pay the the moving expenses of such individuals and families up to a maximum of $50.00 to an individual or family which is moving from a one room dwelling; up to a maximum of $90.00 for an individual or family which is moving from a two room dwelling; up to a maximum of $125.00 to an individual or family which is moving from a three room dwelling; up to a maximum of $160.00 to an individual or a family which is moving from a four room dwelling; up to a maximum of $195.00 to an individual or family which is moving from a five room dwelling; up to a maximum of $230.00 to an individual or a family which is moving from a six room dwelling; and up to a maximum of $265.00 to an individual or family moving from seven or more room dwelling.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Winfield C. Moses, Jr.
Vice-Chairman
Councilman

Read the first time in full and on motion by Moses seconded by V. Schmidt and duly adopted, read the second time by title and referred to the Committee on Finance and Public Hearing to be held after due legal notice, at the Council

Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 22nd day of August, 1972, at 7:30 o'clock P.M.,E.S.T.

Date: 8-8-72

Charles W. Westerman
City Clerk

BILL NO. S-72-08-04

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE fixing the tax levy for the City of Fort Wayne for the year 1973.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That a levy of $3.6782 upon each One Hundred Dollars of assessed valuation of all property within the corporate limits of the City of Fort Wayne, Indiana be and the same is hereby made for the year 1973, the same to be divided as follows:

General Fund	$2.5232
Public Lighting	.1777
Sewer Relief	.0094
Fire Pension	.1892
Police Pension	.1956
Sanitary Officers' Pension	.0096
Park General	.5543
Art Institute	.0075
Redevelopment District Capital	.0061
Redevelopment General	.0056
TOTAL	$3.6782

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Winfield C. Moses, Jr.
Vice-Chairman
Councilman

Read the first time in full and on motion by Moses seconded by V. Schmidt and duly adopted, read the second time by title and referred to the Committee on Finance.

Date: 8-8-72

Charles W. Westerman
City Clerk

BILL NO. S-72-08-05

SPECIAL ORDINANCE NO. S-__ ____

AN ORDINANCE approving a contract with BERCOT, INC. for Sanitary Sewer Improvement Resolution No. 853-1971.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The contract approved July 26, 1972, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and BERCOT, INC. for Sanitary Sewer Improvement Resolution No. 853-1971 in the area of Butler Road, Butler Court and Goshen Road for a total cost of $217,773.65, the City's estimated share being $77,078.25, as more specifically set forth in said contract which is on file in the office of the Board of Public Works, and is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the first time in full and motion by Burns seconded by Moses and duly adopted, read the second time by title and referred to the Committee on City Utilities.

Date: 8-8-72

Charles W. Westerman
City Clerk

BILL NO. S-72-08-06

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving Agreement to Purchase real estate from Seldum and Carolyn Shields.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Agreement to Purchase real estate, dated July 27, 1972, between the City of Fort Wayne, by and through its Mayor and Board of Public Works, and SELDUM and CAROLYN SHIELDS, for the real estate described as follows, to-wit:

The South 24 feet of Lot Number 211 in Lewis Addition to the City of Fort Wayne, Allen County, Indiana

(1811 S. Lafayette Street)

for the sum of $2,700.00, cash to be paid upon the delivery of a good and sufficient Warranty Deed for said real estate, all as more particularly set forth in said Agreement to Purchase, which is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Winfield Moses, Jr.
Vice-Chairman
Councilman

Read the first time in full and on motion by Moses, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee on Finance.

Date: 8-8-72

Charles W. Westerman
City Clerk

BILL NO. S-72-08-07

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving Agreement for Sewer Extension between Fort Wayne Community School Building Corporation and City of Fort Wayne, for sanitary sewer extension known as Northrop High School Sanitary Lateral Sewer Extension

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Agreement for Sewer Extension, finally approved July 26, 1972, between FORT WAYNE COMMUNITY SCHOOL BUILDING CORPORATION, as Developer, and the City of Fort Wayne, by and through its Mayor and Board of Public Works, for the construction of a sanitary sewer extension to serve the area known as Northrop High School Sanitary Lateral Sewer Extension, the total cost of said sewer to be paid by Developer, all as more particularly set forth in said Agreement which is on file in the office of the Board of Public Works and is hereby reference incorporated herein and made part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. The Developer, and any owner or owners of land, their successors in title and assigns, which is now or hereafter located outside the corporate limits of the City of Fort Wayne, Indiana, who connects into the sewer constructed hereunder shall be deemed to hereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by the City of Fort Wayne of such land or of the territory in which such land is located or of the area served by said sewer.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Winfield C. Moses, Jr.
Councilman

Read the first time in full and on motion by Moses seconded by Talarico and duly adopted, read the second time by title and referred to the Committee on Public Works.

Date: 8-8-72

Charles W. Westerman
City Clerk

BILL NO. S-72-08-08

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving a contract with DIEHL PUMP & SUPPLY COMPANY for furnishing water pumpingequipment in connection with Federal Grant Project 11020 GYU, Section III.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The contract approved the City of Fort Wayne, by and through its Board of Public Works, and DIEHL PUMP & SUPPLY COMPANY, for:

Storm Water pumping equipment in connection with Federal Grant Project 11020 GYU, Section III

for a title cost of $52,889.00, all as more particularly set forth in said contract, which is on file in the office of the Board of Public Works and is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Winfield C. Moses, Jr.
Councilman

Read the first time in full and on motion by Moses seconded by Talarico and duly adopted, read the second time by title and referred to the Committee on Public Works.

Date: 8-8-72

Charles W. Westerman
City Clerk

BILL NO. S-72-08-09

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving a contract with INDUSTRIAL FUEL OILS for 120,000 gallons of fuel oil.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain contract dated August 1, 1972, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and INDUSTRIAL FUEL OILS, for:

120,000 gallons fuel oil

for a total cost of $15,000.00, all as more particularly set forth on City Utilities Purchase Order No. 6952, which is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Winfield C. Moses, Jr.
Councilman

Read the first time in full and on motion by Moses seconded by Talarico and duly adopted, read the second time by title and referred to the Committee on Public Works.

Date: 8-8-82

Charles W. Westerman
City Clerk

BILL NO. G-72-08-13

GENERAL ORDINANCE NO. G-_____

AN ORDINANCE providing for the inspection of certain housing to ensure compliance with the Minimum Housing Code before such Housing is sold or rented.

WHEREAS, substandard housing is one of the most serious problems existing in the City of Fort Wayne, Indiana, affecting the physical and mental health of the inhabitants of said City, creating blight which affects property values throughout many sections of the City and which renders the operation of commercial enterprises impracticable in many sections of said City; and

WHEREAS, the persons who buy or rent substandard housing units tend to be persons of limited sophistication and with limited financial resources,so that such persons do not always readily perceive the disadvantages to a proposed purchase or lease of real estate and so that any inequity is particularly burdensome to such persons.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. No house within the city limits of the City of Fort Wayne, Indiana which is assessed for tax purposes at a value of $3,000.00 or less, shall be sold to anyone who intends to use it as a residence, either for himself or for lessees,unless, before the transfer of the deed or before the signing of the contract, if the property is being sold on contract, there has been an inspection by the Minimum Housing Division of said City for the purpose of determining whether the house is in all respects in compliance with the Minimum Housing Code of said City.

SECTION 2. No house within the city limits of the Cityof Fort Wayne, Indiana, which is assessed for tax purposes at a value of $3,000.00 or less, and no rooms within any such house, shall be leased, rented or otherwise turned over for

occupancy by anyone intending to use such house for residential purposes or to sub-lease, sub-rent, or otherwise turn the house over to a third person for occupancy as a residence unless the house has been inspected within two weeks of the commencement of the occupancy by the lessee, renter or other occupant, such inspection to be conducted by a representative of the Minimum Housing Division of said City, to insure that the house complies in all respects with the Minimum Housing Code of said City.

SECTION 3. In the event that a house fails to comply with the Minimum Housing Code of said City, the Minimum Housing Code of said City, the Minimum Housing Division shall place a placard, in a size and form to be selected by said Division, in a prominent place upon the front and back of said house. Said placard will convey the information, that because of such noncompliance, said house may not be sold, leased, rented or otherwise turned over to anyone for occupancy until all defects have been corrected.

SECTION 4. When said house has been brought into such condition that it complies in all respects with the Minimum Housing Code of said City, the Minimum Housing Division of said City shall remove such placards from the back and front entrance.

SECTION 5. It shall be the duty of the owner, vendor, or lessor to apply at the office of the Department of Relocation and Minimum Housing for such inspection and pay such fee or fees provided for under Section 7 of this Ordinance.

SECTION 6. It shall be a misdemeanor for anyone other than the Minimum Housing Division of said City to remove such placards. Upon Conviction of such a misdemeanor, the person found guilty shall be fined an amount not to exceed $500.00 and/or imprisonment for a term not to exceed 30 days.

SECTION 7. The Minimum Housing Division of said City shall charge a fee of $25.00 for the initial inspection of each house which is inspected pursuant to the requirements of this Ordinance. In the event the house does not comply with the Minimum Housing Ordinance of the City of Fort Wayne upon such an initial inspection, there shall be a fee of $10.00 for each reinspection until there is such compliance. Provided, that in the event there is not compliance within three months of the date of the initial inspection, then any additional inspection shall be treated as an initial inspection and there shall be a fee of $25.00.

SECTION 8. This Ordinance shall be in full force and effect from and after passage, approved by the Mayor and legal publication thereof.

Eugene Kraus, Jr.
Councilman

Read the first time in full and on motion by Kraus seconded by Talarico and duly adopted, read the second time by title and referred to the Committee on Regulations.

Date: 8-8-72

Charles W. Westerman
City Clerk

BILL NO. G-72-08-14

GENERAL ORDINANCE NO. G-_____

AN ORDINANCE creating a Centralized Relocation Agency, and creating a position of Relocation Director and amending Special Ordinance No. S-713-71 by fixing the salary for such position for the year 1972.

WHEREAS, the City of Fort Wayne, Indiana has entered into a Memorandum of Understanding with the Department of Housing and Urban Development; and

WHEREAS, the Common Council of said City has approved said Memorandum of Understanding by resolution; and

WHEREAS, the need for such a Centralized Relocation Agency is apparent in view of the number of persons requiring relocation as a result of local code enforcement and urban renewal; and

WHEREAS, it is apparent that there is need for a director to be in charge of supervising relocation activities; and

WHEREAS, the duties of the Centralized Relocation Agency and the duties of the Minimum Housing Code Compliance Divsion are mutually compatible and the same officer could efficiently and economically discharge the responsibilities of being in charge of each said office;

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. There is hereby created a Centralized Relocation Agency within the Board of Works and subject to the overall control of the Board of Works.

SECTION 2. There is hereby created the office of Relocation Director in charge of said Centralized Relocation Agency. Said office shall be appointed by the Mayor, shall serve at the pleasure of the Mayor and shall receive an annual salary of $14,750.00.

SECTION 3. The Centralized Relocation Agency shall provide relocation assistance to all persons displaced as a result of local code enforcement or urban renewal, and the Centralized Relocation Agency shall provide property management service for properties acquired by the City of Fort Wayne as a result of urban renewal programs, as set out in the Urban Renewal Handbook as issued by the Department of Housing and Urban Developement; the Centralized Relocation Agency shall provide social service counseling and referral assistance to displaced persons in assisting their relocation; the Centralized Relocation Agency shall maintain in its office listings of dwelling units which might be available in connection with the relocation of persons leaving areas which have been acquired by the City as a result of urban renewal programs.

SECTION 4. The Minimum Compliance Division shall be responsible for the inspection of units used, or intended to be used for housing, to assure compliance with all applicable statutes, ordinances and regulations enacted, adopted or promulgated by legislative or administrative agencies having authority in the premises.

SECTION 5. If any section, clause, sentence, paragraph, part or provision of this Ordinance shall be held invalid by any court, it shall be conclusively presumed that this Ordinance would have been passed by the Common Council without such invalid section, clause,sentence, paragraph, part or provision.

SECTION 6. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Winfield C. Moses, Jr.
Councilman

Read the first time in full and on motion by Moses seconded by V. Schmidt and duly adopted, read the second time by title and referred to the Committee on Finance and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 22nd day of August, 1972, at 7:30 o'clock P.M.,E.S.T.

Date: 8-8-72

Charles W. Westerman
City Clerk

A-72-07-01

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance trnsferring certain funds within the 1972 Budget of the Metropolitan Human Relations Commission have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

Winfield C. Moses, Jr.
James Stier
Samuel J. Talarico
Paul "Mike" Burns

Concurred in 8-8-72

Charles W. Westerman
City Clerk

BILL NO. A-72-07-01

APPROPRIATION ORDINANCE NO. A-06-72

AN ORDINANCE transferring certain funds within the 1972 Budget of the Metropolitan Human Relations Commission.

WHEREAS, the cost of supplies are higher than estimated in Account No. 3-3-36, Office Supplies; and

WHEREAS, there are sufficient funds in Account No. 3-2-23, Instruction, in the 1972 Budget of the Metropolitan Human Relations Commission, to cover the amounts herein appropriated and transferred, and which funds are not required for any other purpose:

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. There is hereby appropriated transferred from Account No. 3-2-23, Instruction, the sum of $800.00, to Account No. 3-3-36, Office Supplies, in the 1972 Budget of the Metropolitan Human Relations Commission.

SECTION 2. That the unobligated and unappropriated balance of Account No. 3-2-23, Instruction, is hereby reduced in the amount of $800.00 in the 1972 budget of the Metropolitan Human Relations Commission.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the third time in full and on motion by Moses seconded by Talarico and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight
Burns, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico
Nays: None
Abesent: One
Hinga

Date: 8-8-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Appropriation Ordinance No. A-06-72, on the 8th day of August, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1972, at the hour of 9:00 o'clock A.M.,E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day of August, 1972, at the hour of 3:30 o'clock P.M.,E.S.T.

Ivan A. Lebamoff
Mayor

SUSPENSION OF RULES

Councilman, Winfield C. Moses, Jr., moved to suspend therules on passage of BILL NO. A-72-08-02 at this meeting of August 8, 1972,

of the Common Council of the City of Fort Wayne, Indiana. Said motion was seconded by Councilman, James Stier, and duly passed unanimous vote of all legally elected members of the said Common Council.
The above BILL and APPROPRIATION ORDINANCE was accordingly placed on its passage.

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

BILL NO. A-72-08-02

APPROPRIATION ORDINANCE NO. A-07-72

AN APPROPRIATION ORDINANCE providing authorization for the tranfer of certain funds from the Aviation Fund of the City of Fort Wayne to specified accounts in the 1972 budget of the Board of Aviation Commissioners.

WHEREAS, the unappropriated balance of the Aviation Fund for fiscal 1972, including treasury notes, presently stands at apporximately $125,000.00 and whereas, the Board of Aviation Commissioners have adopted a resolution at a special meeting held on June 6, 1972 (superceding a resolution adopted by the Board at a regular meeting held on May 8, 1972) requesting the Common Council to authorize the transfer of certain funds from the Aviation Fund to specified accounts to-wit:

$50,000.00 to Account 20-2-26-264

$26,000.00 to Account 20-2-26-265

$31,000.00 to Account 20-2-26-269

And whereas, it appears that the first of such transfers enumerated above will be used to finance the Board's 50% share of the cost of certain new taxiway construction (the other 50% of the cost being born by the Federal Aviation Administration) and whereas, the second of the items enumerated above will finance the Board's 50% of the certain new taxi-way lighting construction (the other 50% of the cost being born by the Federal Aviation Administration) and whereas, it appears that the third share of the cost of a master aviation plan study (the other 66 2/3% of such cost being born by the Federal Aviation Administration)

NOW THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That $107,000.00 of monies now held in the Aviation Fund shall be transferred in the following amounts to the following accounts:

$50,000.00 to Account 20-2-26-264

$26,000.00 to Account 20-2-26-265

$31,000.00 to Account 20-2-26-269

SECTION 2. This resolution shall be in full force and effect from and after its passage by the Council and approval by the Mayor, and legal publication thereof.

Winfield C. Moses, Jr.
Councilman

Read the third time in full and on motion by Moses, seconded by Stier and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight
Burns, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico
Nays: None
Absent: One
Hinga

Date: 8-8-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Appropriation Ordinance No. A-07-72 on the 8th day of August, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1972, at the hour of 9:00 o'clock A.M.,E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day of August, 1972, at the hour of 3:30 o'clock P.M.,E.S.T.

Ivan A. Lebamoff
Mayor

SUSPENSION OF RULES

Councilman, Winfield C. Moses, Jr., moved to suspend the rules on passage of BILL NO. A-72-08-15, at this meeting of August 8, 1972, of the Common Council of the City of Fort Wayne, Indiana. Said motion was seconded by Councilman, Samuel J. Talarico, and duly passed by unanimous vote of all legally elected members of the said Common Council. The above BILL and APPROPRIATION ORDINANCE was accordingly placed on its passage.

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

BILL NO. A-72-08-15

APPROPRIATION ORDINANCE NO. A-08-72

AN APPROPRIATION ORDINANCE providing authorization for the transfer of certain funds from the Aviation Fund of the City of Fort Wayne to specified accounts in the 1972 budget of the Board of Aviation Commissioners for the purpose of defraying expenses incurred in the administration of an airport user charge for the remainder of 1972.

WHEREAS, the unappropriated balance of the Aviation Fund for fiscal 1972, including treasury notes, presently stands approximately $125,000.00 and whereas, the Board of Aviation Commissioners have adopted a resolution at a special meeting held on August 8, 1972 requesting the Common Council to authorize the transfer of certain funds from the Aviation Fund to specified accounts to-wit:

$7,000.00 to Account 20-1-11
(salaries and wages, regular)

$ 950.00 to Account 20-2-26-269
(other contractual services)

$ 250.00 to Account 20-2-24-241
(printing other than office supplies)

And whereas, it appears that the transfers enumerated above will be used to pay costs incurred by the Board in the administration of an airport user fee to be collected from commerical airline passengers departing from Baer Field after Septement 1, 1972.

NOW THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That $8,200.00 of monies now held in the Aviation Fund shall be transferred in the following amounts to the following accounts:

$7,000.00 to Account 20-1-11
(salaries and wages, regular)

$ 950.00 to Account 20-2-26-269
(other contractual services)

$ 250.00 to Account 20-2-24-241
(printing other than office supplies)

SECTION 2. This ordinance shall be in full force and effect from and after its passage by the Council and approval by the Mayor, and legal publication thereof.

Winfield C. Moses, Jr.
Councilman

Read the third time in full and on motion by Moses seconded by Talarico and duly adopted, placedon its passage. PASSED by the following vote:

Ayes: Eight
Burns, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico
Nays: None
Absent: One
Hinga

Date: 8-8-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Appropriation Ordinance No. A-08-72 on the 8th day of August, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1972, at the hour of 9:00 o'clock A.M.,E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day of August, 1972, at the hour of 3:30 o'clock P.M.,E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. S-72-07-03

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance approving a contract with GENERAL TELEPHONE COMPANY OF INDIANA for payment of damages to underground telephone cable by Water and Light Construction Departments have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

Winfield C. Moses, Jr.
James S. Stier
Samuel J. Talarico
Paul "Mike" Burns

Concurred in 8-8-72

Charles W. Westerman
City Clerk

BILL NO. S-72-07-03

SPECIAL ORDINANCE NO. S- 63-72

AN ORDINANCE approving a contract with GENERAL TELEPHONE COMPANY OF INDIANA for payment of damages to underground telephone

cable by Water and Light Construction Departments.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain contract dated June 30, 1972 between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and GENERAL TELEPHONE COMPANY OF INDIANA, for:

Damages to UndergroundTelephone Cable

for a total cost of $7,631.62, all as more particularly set forth on City Utilities Purchase Order No. 5969, which is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the third time in full and on motion by Moses seconded by Talarico and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight
Burns, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico
Nays: None
Absent: One
Hinga

Date: 8-8-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-63-72 on the 8th day of August, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1972, at the hour of 9:00 o'clock A.M.,E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day of August, 1972, at the hour of 3:30 o'clock P.M.,E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. R-72-08-11

RESOLUTION NO. R-36-72

RESOLUTION authorizing payment for repair of Planter at 2500 Maple Place.

WHEREAS, Thomas D. Oswald, in an accident, damaged the planter at 2500 Maple Place; and

WHEREAS, settlement in the amount of $224.25 was paid by the Economy Fire and Casualty Co. to the Controller's Office, which money was received into the General Fund; and

WHEREAS, Lockhart Construction, Inc. has submitted an invoice for $224,25 for said repair;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

1. That the City Controller is authorized to pay the sum of $224.25 to Lockhart Construction, Inc. for repairs to the Planter at 2500 Maple Place.

Winfield C. Moses, Jr.
Councilman

Read the third time in full and on motion by Moses seconded by Stier and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight
Burns, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico

Date: 8-8-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Resolution No. R-36-72 on the 8th day of August, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1972, at the hour of 9:00 o'clock A.M.,E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day of August 1972, at the hour of 3:30 o'clock P.M.,E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. R-72-08-12

RESOLUTION NO. R-35-72

A RESOLUTION providing authorization for the transfer of certain funds in the city Controller Budget.

WHEREAS, there exist in the City of Fort Wayne, Indiana a growing weed problem, affecting the physical health of the inhabitants of said City, and blighting aesthetic beautyof said City which affects property values throughout said City where weeds have become a problem; and

WHEREAS, weeds are becoming evermore prevalent in said City.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That a fund transfer of $2500 from account#264 Computer Service and rental under services contractual in the City Controller budget be transferred to account #265 Weed Control, being a new account under services contractual in the City Controller budget.

SECTION 2. This resolution shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

Winfield C. Moses, Jr.
Councilman

Read the third time in full and on motion by Moses seconded by Talarico and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight
Burns, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico
Nays: None
Absent: One
Hinga
Date: 8-8-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Resolution No. R-35-72 on the 8th day of August, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1972, at the hour of 9:00 o'clock A.M.,E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day of August, 1972 at the hour of 3:30 o'clock P.M.,E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. R-72-07-17

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred A RESOLUTION providing authorization for the transfer of certain funds from the Aviation Fund of the City of Fort Wayne to specified accounts in the 1972 Budget of the Board of Aviation Commissioners have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance WITHDRAWN.

Winfield C. Moses, Jr.
James S. Stier
Samuel J. Talarico
Paul "Mike" Burns

Concurred in 8-8-72

Charles W. Westerman
City Clerk

BILL NO. Z-72-05-13

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. AA-9 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO NOT PASS.

Eugene Kraus, Jr.
James S. Stier
Vivian Schmidt
Paul "Mike" Burns

Concurred in 8-8-72

Charles W. Westerman
City Clerk

BILL NO. Z-72-05-13

ZONING MAP ORDINANCE NO. Z- DEFEATED

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. AA-9.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an R-2 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. AA-9 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lot No. 51 Archer Heirs Addition, Plat Book No. 4 Page 1.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr.
Councilman

Read the third time in full and on motion by Kraus seconded by V. Schmidt and duly adopted, placed on its passage LOST by the following vote:

Ayes: One
Burns
Nays: Seven
Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico
Absent: One
Hinga

Date: 8-8-72

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

BILL NO. Z-72-05-20

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. A-2 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO NOT PASS.

Eugene Kraus, Jr.
James S. Stier
Paul "Mike" Burns
Vivian G. Schmidt

BILL NO. Z-72-05-20

ZONING MAP ORDINANCE NO. Z-DEFEATED

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. A-2

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B-3B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. A-2 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

W. 28' of Lot #478 and Lots #479, 480, 481, 482

Hamilton's 4th Addition to the City of Fort Wayne, except that part of Lot 482 in Hamilton's 4th Addition described as follows: Commencing at a point on the south line of said lot 482 seven(7) feet east of the Southwest corner thereof. Thence running west seven (7) feet to the Southwest corner, thence running North along the West line Eighty Four (84) feet, thence running Southeasterly to the point of beginning.

SECTION 2. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr.
Councilman

Read the third time in full and on motion by Kraus seconded by Moses and duly adopted, placed on its passage. LOST by the following vote:

Ayes: None
Nays: Eight
Burns, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico
Absent: One
Hinga

Date: 8-8-72

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

BILL NO. Z-72-05-21

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. A-10 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO NOT PASS.

Eugene Kraus, Jr.
James S. Stier
Paul "Mike" Burns
Vivian G. Schmidt

Concurred in 8-8-72

Charles W. Westerman
City Clerk

BILL NO. Z-72-05-21

ZONING MAP ORDINANCE NO. Z-DEFEATED

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. A-10

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an R-3 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof: and the symbols of the City of Fort Wayne Zoning Map No. A-10 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lots 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, and Lots 540 and 541 Belmont Addition to the City of Fort Wayne, Indiana, County of Allen.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr.
Councilman

Read the third time in full and on motion by Kraus seconded by V. Schmidt and duly adopted, placed on its passage. LOST by the following vote:

Ayes: None
Nays: Eight
Burns, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico
Absent: One
Hinga

Date: 8-8-72

Charles W. Westerman
City Clerk

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

BILL NO. Z-72-05-23

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. E-11 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO NOT PASS.

Eugene Kraus, Jr.
James S. Stier
Paul "Mike" Burns
Vivian G. Schmidt

Concurred in 8-8-72

Charles W. Westerman
City Clerk

BILL NO. Z-72-05-23

ZONING MAP ORDINANCE NO. Z-DEFEATED

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. E-11.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an R-2 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. E-11 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lot 9 in Santa Rosa Place Addition to the City of Fort Wayne, according to the plat thereof, which is a replat of Perry's Suburban Addition, recorded in Plat Record No. 29, pages 84 and 85 in the Office of the Recorder of Allen County, Indiana on the date of April 14, 1966.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr.
Councilman

Read the third time in full and on motion by Kraus seconded by V. Schmidt and duly adopted, placed on its passage. LOST by the following vote:

Ayes: One
Burns
Nays: Seven
Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico.
Absent: One Hinga
Date: 8-8-72

Charles W. Westerman
City Clerk

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

BILL NO. Z-72-06-10

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. BB-9 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO NOT PASS.

Eugene Kraus, Jr.
James S. Stier

Paul M. Burns
Vivian G. Schmidt

Concurred in 8-8-72

Charles W. Westerman
City Clerk

BILL NO. Z-72-06-10

ZONING MAP ORDINANCE NO. Z-DEFEATED

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. BB-9.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B1B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. BB9 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Area bounded on the south by West State Boulevard; bounded on the east by St. Marys Avenue; bounded on the north by Clayton Avenue; and bounded on the West by a line 45' east of and parallel to the east property line of Lots 1 & 12 Thimlar's Addition.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr.
Councilman

Read the third time in full and on motion by Kraus seconded by V. Schmidt and duly adopted, placed on its passage. LOST by the following vote;

Ayes: None
Nays: Eight
Burns, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico
Absent: One Hinga
Date: 8-8-72

Charles W. Westerman
City Clerk

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

BILL NO. Z-72-06-11

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. D-1 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO NOT PASS.

Eugene Kraus, Jr.
James S. Stier
Paul "Mike" Burns
Vivian G. Schmidt

Concurred in 8-8-72

Charles W. Westerman
City Clerk

BILL NO. Z-72-06-11

ZONING MAP ORDINANCE NO. Z-DEFEATED

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. D-1.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an BIA District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. D-1 referred to therein, established by Section 9, ArticleIII of said Chapter as amended, are hereby changed accordingly, to-wit:

Survey of a parcel of land situated in the W ½ of the East ½ of the N W ¼ of Section 7, Township 30 North, Range 13 East, Allen County Ind. described as follows, to-wit: Commencing at a point 14 feet West of the S. W. corner of Lot No. 8 White's Second Addition to Fort Wayne; thence North on a line parallel with the West line of said Lot number 8, White's Second Addition, 150 feet; thence West on line parallel with Winch Street, in Winch's 3rd Addition, 140, feet to Wabash Avenue; thence South along the East line of said Wabash Avenue, 150 feet to the North line of Winch Street; thence East along the North line of Winch Street to the place of beginning, except the North 40 feet thereof and except the South 40 feet thereof, being the property located at 1225 Wabash Avenue, Fort Wayne, Indiana. As described by Deed book # 641, Page # 601.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr.
Councilman

Read the third time in full and on motion by Kraus seconded by Talarico and duly adopted, placed on its passage. LOST by the following vote:

Ayes: Four
Burns, Nuckols, D. Schmidt, Talarico
Nays: Four
Kraus, Moses, V. Schmidt, Stier
Absent: One
Hinga

Date: 8-8-72

Charles W. Westerman
City Clerk

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

BILL NO. R-72-08-10

RESOLUTION NO. R-34-72

RESOLUTION approving application of City of Fort Wayne for recertification of Workable Program for Community Improvement for the next two years.

WHEREAS, the City of Fort Wayne, Indiana is concerned about improving conditions for all of its citizens; and

WHEREAS, the local government wants to maximize the opportunities for Federal and State assistance in this housing field; and

WHEREAS, the public and private sectors make substantial use of the United States Department of Housing Urban Development programs; and

WHEREAS, The Workable Program for Community Improvement represents the City's commitment to continue and improve its efforts in the areas of codes and code enforcement, planning and programming, housing and relocation, and citizen involvement;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

That the City's application for recertification of The Workable Program for Community Improvement for the next two years is hereby approved subject to possible revisions to meet the next two years is hereby approved subject topossible revisions to meet the requirements of the United States Department of Housing and Urban Development and future improvements during the next two years in the areas of: codes, code enforcement, planning, programming, housing, relocation and citizen involvement by the City Administration and that the Department of Urban Affairs of the City of Fort Wayne is requested to file said application with the United States Department of Housing and Urban Development.

Eugene Kraus, Jr.
Councilman

Read the third time in full and on motion by Eugene Kraus, Jr. and seconded by Vivian Schmidt and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Six
Kraus, Nuckols, Moses, V. Schmidt, Stier, Talarico
Nays: Two
Burns, D. Schmidt
Absent: One
Hinga

Date: 8-8-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Resolution No. R-34-72 on the 8th. day of August, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 8th day of August, 1972, at the hour of 10:00 o'clock P.M.,E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 8th day of August, 1972, at the hour of 10:29 o'clock P.M.,E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. S-72-07-07

REPORT OF THE COMMITTEE ON PUBLIC WORKS

We, your Committee on Public Works to whom was referred an Ordinance approving a certain bid document with MotorolaCommunications & Electronics Inc. for (1)Automatic Paging System, have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

Winfield C. Moses, Jr.
Samuel J. Talarico
Eugene Kraus, Jr.

Concurred in 8-8-72
Charles W. Westerman, City Clerk
BILL NO. S-72-07-07

SPECIAL ORDINANCE NO. S-64-72

AN ORDINANCE approving a certain bid document with Motorola Communications & Electronics Inc. for (1) Automatic Paging System.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain bid document Ref. No. 463 dated July 17, 1972 between the City of Fort Wayne, by and through its Mayor and the Board of Public Safety, Communications Department, and Motorola Communications & Electronics, Inc., for

(1) Automatic Paging System $8,934.00

as more specifically set forth in said bid document Ref. No. 463 and Purchase Order No. 3-08825, which are on file in the office of the Department of Purchasing, and are by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Winfield C. Moses, Jr.
Councilman

Read the third time in full and on motion by Moses seconded by V. Schmidt and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Six
Kraus, Nuckols, Moses, V. Schmidt, Stier, Talarico
Nays: Two
Burns, D. Schmidt
Absent: One
Hinga

Date: 8-8-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-64-72 on the 8th day of August, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1972, at the hour of 9:00 o'clock A.M.,E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day of August, 1972, at the hour of 3:30 o'clock P.M.,E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. S-72-07-04

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving a contract with SANITARY HYDRAULICS, INC. for one (1) Sewer Jet Machine for the Water Pollution Control Maintenance Department have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

Paul M. Burns
Eugene Kraus, Jr.
Donald J. Schmidt
Winfield C. Moses, Jr.

Concurred in 8-8-72

Charles W. Westerman
City Clerk

BILL NO. S-72-07-04

SPECIAL ORDINANCE NO. S-67-72

AN ORDINANCE approving a contract with SANITARY HYDRAULICS, INC. for one (1) Sewer Jet Machine for the Water Pollution Control Maintenance Department.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain contract dated July 5, 1972, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and SANITARY HYDRAULICS, INC., for:

One (1) Sewer Jet Machine

for a total cost of $11,264.00, all as more particularly set forth on City Utilities Purchase Order No. 6685, which is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the third time in full and on m otion by Burns seconded by V. Schmidt and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight
Burns, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico
Nays: None
Absent: One
Hinga

Date: 8-8-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-67-72 on the 8th day of August, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1972 at the hour of 9:00 o'clock A.M.,E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day of August 1972, at the hour of 3:30 o'clock P.M.,E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. S-72-07-05

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving contracts with BAUER BROTHERS COMPANY, REX CHAINBELT,INC. and SWECO, INC. for furnishing Screening Units have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

Paul "Mike" Burns
Eugene Kraus, Jr.
Donald J. Schmidt
Winfield C. Moses, Jr.

Concurred in 8-8-72

Charles W. Westerman
City Clerk

BILL NO. S-72-07-05

SPECIAL ORDINANCE NO. S-66-72

AN ORDINANCE approving contracts with BAUER BROTHERS COMPANY, REX CHAINBELT, INC. and SWECO, INC. for furnishing Screening Units.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Certain contracts dated July 11, 1972, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and BAUER BROTHERS COMPANY, REX CHAINBELT, INC. and SWECO, INC,. for:

Furnishing of Screening Units to be used in connection with Terminal Pond No. I.

for a cost of:

Bauer Brothers Company	$ 60,500.00
Rex Chainbelt, Inc.	$ 39,400.00
Sweco, Inc.	$138,724.00

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Paul "Mike" Burns
Councilman

Read the third time in full and on motion by Burns seconded by V. Schmidt and duly adopted, placed on its passage. PASSED by the following vote:

AYES: eight
Burns, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico
Nays: None
Absent: One
Hinga

Date: 8-8-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-66-72 on the 8th day of August, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1972, at the hour of 9:00 o'clock A.M.,E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day of August, 1972, at the hour of 3:30 P.M.,E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. S-72-07-06

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving a contract with INTERNATIONAL HARVESTER COMPANY for two (2) 1972 Tandem Cab and Chassis GVW for Water Construction have had said Ordinance under

consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

Paul "Mike" Burns
Eugene Kraus, Jr.
Donald J. Schmidt
Winfield C. Moses, Jr.

Concurred in 8-8-72

Charles W. Westerman
City Clerk

BILL NO. S-72-07-06

SPECIAL ORDINANCE NO. S-65-72

AN ORDINANCE approving a contract with INTERNATIONAL HARVESTER COMPANY for two (2) 1972 Tandem Cab and Chassis GVW for Water Construction.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain contract dated June 2, 1972, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and INTERNATIONAL HARVESTER COMPANY, for:

Two (2) 1972 Tandem Cab and Chassis
GVW for Water Construction

for a total cost of $17,320.24, all as more particularly set forth on City Utilities Purchase Order No. 6620, which is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Paul "Mike" Burns
Councilman

Read the third time in full and on motion by Burns seconded by V. Schmidt and duly adopted, placed on its passsge. PASSED by the following vote:

Ayes: Eight
Burns, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico
Nays: None
Absent: One
Hinga

Date: 8-8-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-65-72 on the 8th day of August, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1972, at the hour of 9:00 o'clock A.M.,E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day August, 1972, at the hour of 3:30 o'clock P.M.,E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. S-72-08-16 SUSPENSION OF RULES

Councilman, Paul "Mike" Burns, moved to suspend the rules on passage of BILL NO. S-72-08-16, at this meeting of August 8, 1972, of the Common Council of the City of Fort Wayne, Indiana. Said motion was seconded by Councilman, Samuel J. Talarico, and duly passed unanimous vote of all legally elected members of the said Common Council. The above BILL and SPECIAL ORDINANCE was accordingly placed on its passage.

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

BILL NO. S-72-08-16

SPECIAL ORDINANCE NO. S-62-72

AN ORDINANCE approving a contract with JOHN DEHNER, INC. for Sewer Resolution No. 264-1972.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The contract approved July 20, 1972, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and JOHN DEHNER, INC. for Sewer Resolution No. 264-1972, as follows:

Commencing on the South right-of-way line of U.S. 30 Bypass and 14 feet ± East of the Penn Central Railroad right-of-way line; thence South with said railroad right-of-way line 560± lineal feet to a proposed headwall on an existing open ditch; thence Southeasterly along said open ditch a distance of 2,100± lineal feet.

Said storm sewer shall be 48 inches in diameter and the required ditch cleaning shall be adequate in size for the necessary drainage therein.

for a total cost of $43,955.90, as more particularly set forth in said contract which is on file in the office of the Board of Public Works, and is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Paul "Mike" Burns
Councilman

Read the third time in full and on motion by Burns seconded by Talarico and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight
Burns, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico
Nays: None
Absent: One
Hinga

Date: 8-8-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-62-72 on the 8th day of August, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1972, at the hour of 9:00 o'clock A.M.,E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day of August, 1972, at the hour of 3:30 o'clock P.M.,E.S.T.

Ivan A. Lebamoff
Mayor

The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 8th day of August, 1972; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 8th day of August, 1972.

Charles W. Westerman
City Clerk

Minutes approved and signed in open Council this 22nd day of August, 1972.

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer